



Public Notice

U.S. Army Corps
of Engineers
Pittsburgh District

In Reply Refer to
Notice No. below

US Army Corps of Engineers, Pittsburgh District
1000 Liberty Avenue
Pittsburgh, PA 15222-4186

Application No. 200401980

Date: September 23, 2005

Notice No. 05-62

Closing Date: October 23, 2005

1. TO ALL WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 404 of the Clean Water Act (33 U.S.C. 1344).

2. APPLICANT: Stone Gate Real Properties
110 Windsor Drive
Cortland, OH 44410

3. LOCATION: in wetlands adjacent to an unnamed tributary to Mosquito Creek, on the western side of McCleary-Jacoby Road, south of the City of Cortland, in Bazetta Township, Trumbull County, Ohio

4. PURPOSE AND DESCRIPTION OF WORK: The applicant has applied to impact wetlands in order to construct a residential development with single family lots. The 17.8 acre site is located within the Mosquito Creek watershed. Existing aquatic resources within the proposed project boundary include 4.7 acres of wetlands and 1,255 l.f. of an unnamed tributary to Mosquito Creek. The preferred alternative would impact 2.82 acres of wetland and the minimal degradation alternative would impact 1.11 acres of wetland. The applicant is not proposing to impact the unnamed tributary to Mosquito Creek with the residential development. Drawings of the proposed project are attached to this notice.

5. WATER QUALITY CERTIFICATION: A Permit will not be granted until Water Quality Certification is received or waived from:

Ohio Environmental Protection Agency (Ohio EPA)
Section 401 Coordinator
P.O. Box 1049
Columbus, Ohio 43266-0149

Telephone Number: 614-644-2001

6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has

determined that the project is not likely to affect the continued existence of any endangered species or threatened species, or result in the destruction or adverse modification of habitat of such species which has been determined to be critical. This Public Notice serves as a request to the U. S. Fish and Wildlife Service for any additional information they may have on whether any listed or proposed to be listed endangered or threatened species may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1972 (as amended). By letter dated June 15, 2005, the United States Fish and Wildlife Service corresponded with the applicant's consultant, MRB, concerning this property. By letter dated April 5, 2005, the Ohio Department of Natural Resources corresponded with MRB concerning this property.

7. IMPACT ON CULTURAL RESOURCES: If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archeological, scientific, prehistorical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515). By letter dated June 15, 2005, the Ohio Historical Society stated that a number of prehistoric sites have been recorded in the vicinity and that buildings in the area of potential effects should also be assessed for National Register eligibility.

8. PUBLIC INVOLVEMENT: Any person may request, in writing, within the comment period specified in the paragraph below entitled "RESPONSES," that a public hearing be held to consider this application. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.

9. EVALUATION: Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposals must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people. The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials;

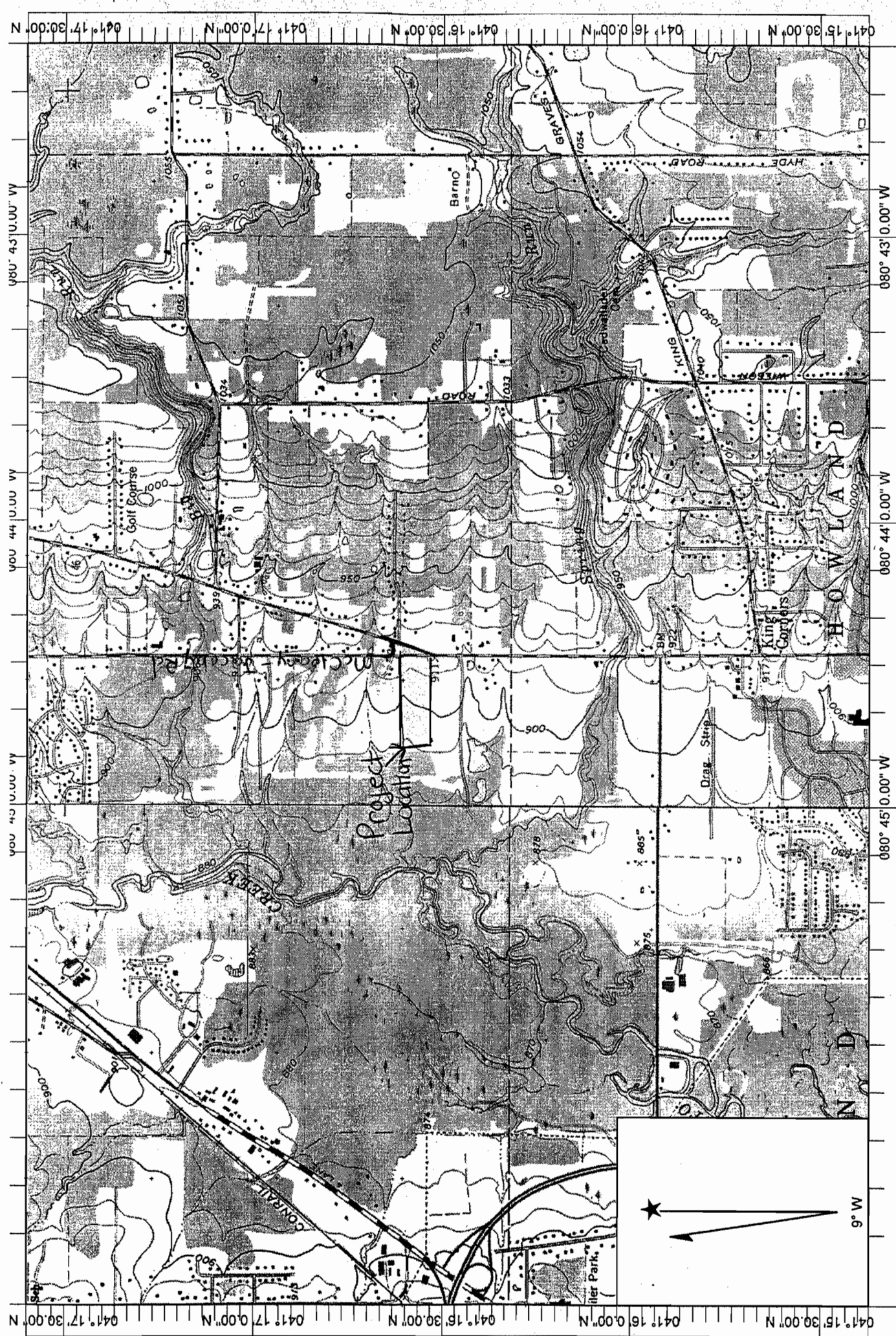
Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the overall public interest of the proposed activity. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under the authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

10. RESPONSES: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination. Any objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. All responses to this notice should be directed to the Regulatory Branch, attn Christina L. Schroeder, at the above address, by telephoning (412) 395-7375. Please refer to 200401980 in all responses.

FOR THE DISTRICT ENGINEER:



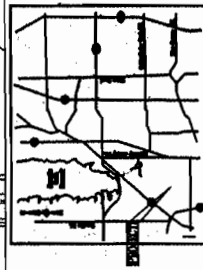
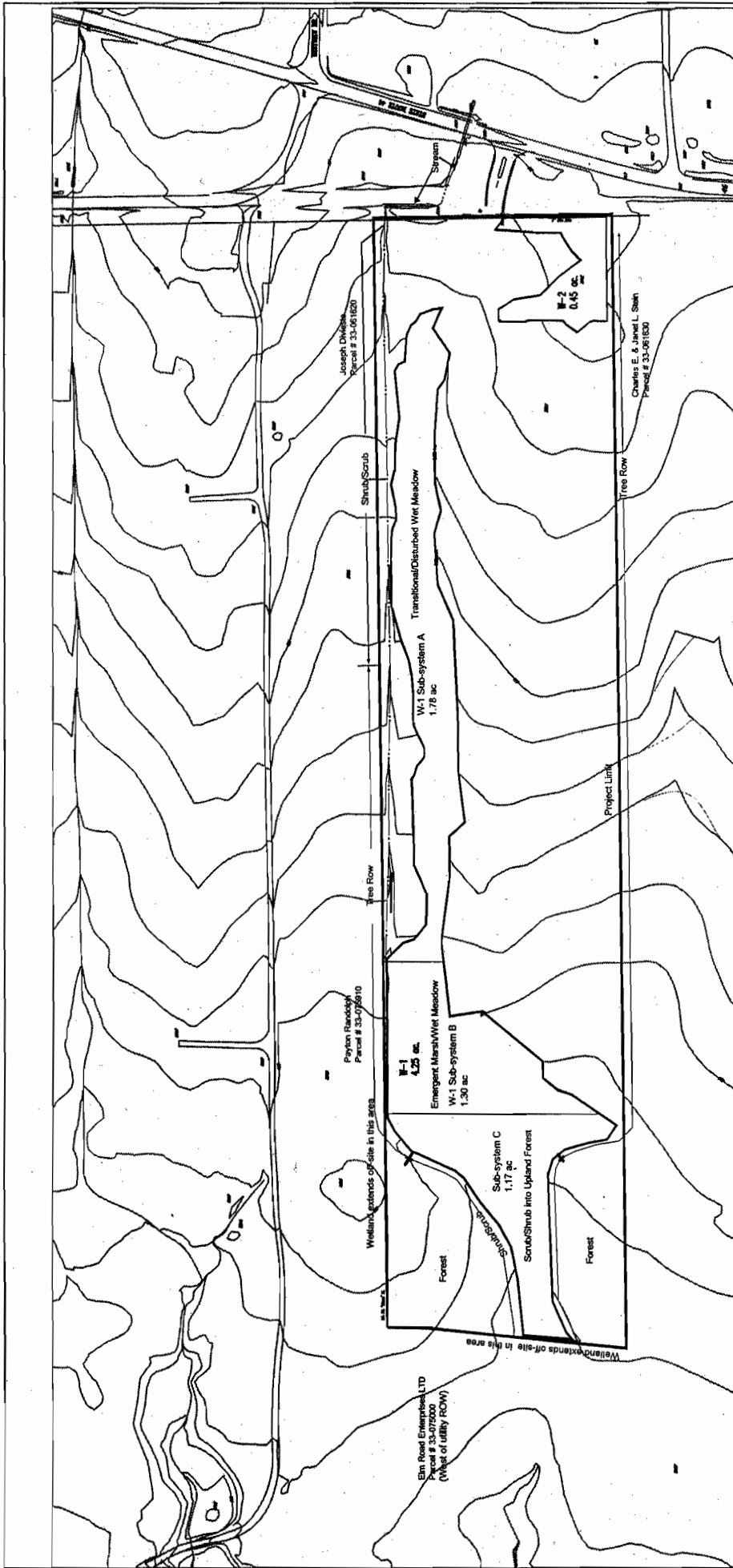
Michael J. Cummings, Jr.
Chief, Regulatory Branch



Name: CORTLAND
 Date: 4/27/2005
 Scale: 1 inch equals 2000 feet

Location: 041° 16' 29.1" N 080° 44' 32.2" W
 Caption: Stone Gate Project Site

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Stream (1435 ft)
Wetland
W-1 (4.25ac)
W-2 (0.45ac)

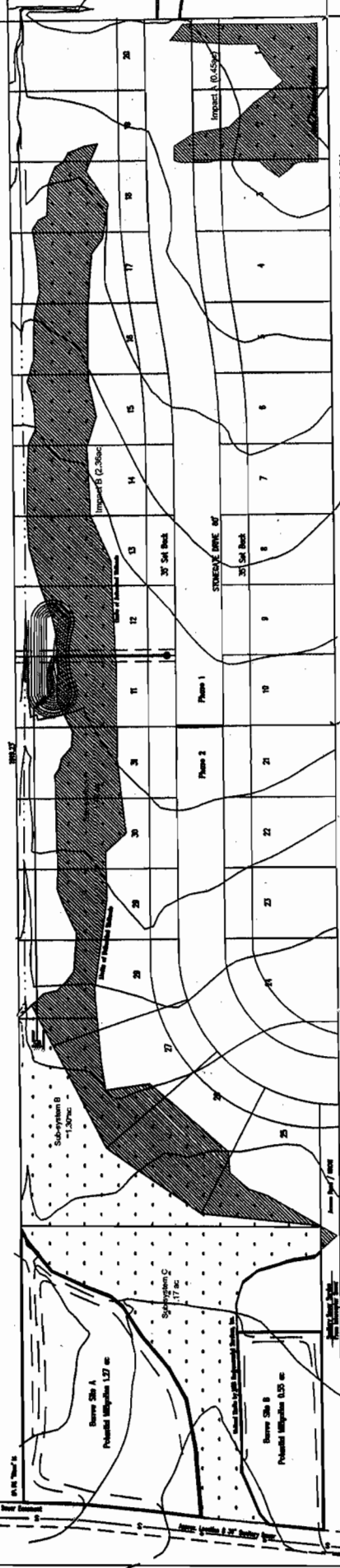
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SHEET NO. 1 OF	
EXISTING CONDITIONS Area Reviewed: 17.8 Acres DATE: June 14, 2005 SCALE: 0 100' 100'	
Stone Gate Real Properties, Inc. Bazetta Township, Part of Section 94 Tumbull County MRB Environmental Services, Inc. 12261 Springfield Rd. New Springfield, Ohio 44443 Phone: (330) 344-2697 Fax: (330) 344-2698	
DRAWN RECHECKED CHECKED S.O.P.	DATE 5/11/04 5/11/04 5/11/04 5/11/04
1. Callation on November 15, 11, 2004 2. Boundary Survey by Lyle, 11/11/04 3. Boundary Survey by Lyle, 11/11/04 4. Refer to aerial photograph (Sheet Date 7/2/07)	

- Wetland
- Impact
- Mitigation Area (on-site)
- Proposed Contour Change
- Stream 1435 ft

Project Boundary
Phase 1 30' Buffer

On-site Mitigation 1.37 ac
Potential Mitigation 1.37 ac



Wetland	Area	Impact	Percent	Balance
1	4.25ac			
B	2.36ac			
D	0.01ac			
Subtotal	2.37ac		56	1.88ac
2	0.45ac			
A	0.45ac		100	0.45ac
Total	4.70ac	2.82ac	60	1.88ac

Mitigation
Required
4.23 ac
Proposed Wetland Ecosystem Onsite
1.50 ac
Outside Property Boundary With in 1 Mile (Onsite)
3.00 ac

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SHEET NO. 3

Stone Gate Real Properties, Inc.
Preferred Alternative with Proposed Conditions Shown
(31 Lot: On-site (within Project) Mitigation Shown: On-site (outside Project) not shown)

Stone Gate Real Properties, Inc.
TRUMBULL COUNTY, OHIO
MRB Environmental Services, Inc.
12261 Springfield Rd.
New Springfield, Ohio 44443
Phone: (330) 548-2897 Fax: (330) 548-8649

DATE: 05/11/2005

SCALE: 0 50' 100'

REVISIONS

DATE: 05/11/2005

